

***DECLARATION, POWER OF ATTORNEY AND PETITION***

We, Jacob Mathiesen and Terje Lomo, declare: that we are citizens of Norway; that our residences and post office addresses are Langlia 25, 0854 Oslo, Norway and Kloverveien 5, 1450 Nesodden, Norway, respectively; that we verily believe we are the original, first, and joint inventors of the subject matter of the invention or discovery entitled METHOD FOR INTRODUCING PHARMACEUTICAL DRUGS AND NUCLEIC ACIDS INTO SKELETAL MUSCLE, for which a patent is sought and which is described and claimed in the specification filed in the United States Patent and Trademark Office as Serial No. 09/055,084 on April 3, 1998; that we have reviewed and understand the contents of the above-identified specification, including the claims; and that we acknowledge the duty to disclose all information known to us to be material to patentability as defined in Section 1.56 of Title 37 of the Code of Federal Regulations.

We hereby claim the benefit under Section 119 of Title 35 of the United States Code of the earlier filed pending application, Serial No. 60/042,594, filed April 3, 1997; and, insofar as the subject matter of each of the claims of this application is not disclosed in the earlier filed pending application in the manner provided by the first paragraph of Section 112 of Title 35 of the United States Code, we acknowledge the duty to disclose material information, as defined in Section 1.56(a) of Title 37 of the Code of Federal Regulations, which occurred between the filing date of the earlier filed application and the filing date of this application.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

We hereby appoint as our attorneys and/or patent agents

CRAIG J. MADSON, Registration No. 29,407  
L. CRAIG METCALF, Registration No. 31,398  
CHARLES L. ROBERTS, Registration No. 32,434  
EVAN R. WITT, Registration No. 32,512  
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BRIAN C. KUNZLER, Registration No. 38,527  
BARTON W. GIDDINGS, Registration No. 41,036

with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. All correspondence and telephonic communications should be directed to:

Barton W. Giddings  
MADSON & METCALF  
950 Wells Fargo Plaza  
170 South Main Street  
Salt Lake City, Utah 84101

Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.

Signed at Oslo, Norway, this 9 day of  
June, 1998.  
(City) (State)

Inventor Jacob Mathiesen  
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0854 Oslo, Norway

Signed at Oslo, Norway, this 9 day of  
June, 1998.  
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